



U.S. Appln. No. 09/523,033
Atty. Docket: TCS-428.0 US-1
1645
161

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Kwoh et al.

Serial No.: 09/523,033

Filed: March 10, 2000

Entitled: METHOD FOR INCREASING HDL
CHOLESTEROL LEVEL

Attorney Docket No.: TCS-428.0 US-1

ART UNIT: 1645

DEC 27 2004
TECH CENTER 1600/2900

EXAMINER: I. Fields

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

STATUS INQUIRY FOR U.S. APPLN. SER. NO. 09/523,033

Sir:

The present application was filed on March 10, 2000 by then Assignee, The Immune Response Corporation, as a continuation of U.S. Appln. No. 08/482,454, filed June 6, 1995.

On October 4, 2000, the Examiner issued a Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures, and setting a one-month time limit for reply. On May 8, 2001, the USPTO issued a Notice of Abandonment for failing to reply to the Notice in a timely manner.

On April 13, 2001, an assignment from The Immune Response Corporation to Avant Immunotherapeutics, Inc. was recorded at Reel 11985/Frame 567. On September 17, 2001, Avant received the above-referenced file from Immune Response and, realizing the application had been abandoned, immediately filed a reply to the above-referenced Notice to Comply along with a Petition to Revive the abandoned application pursuant to 37 C.F.R. §1.137. The petition was granted and the application officially returned to pending status on March 29, 2002.

A revocation/new power of attorney and change of correspondence address was filed by Applicants on April 23, 2002.

On December 18, 2002, Applicants filed a Preliminary Amendment including a set of claims amended to cover preferred embodiments of the invention. Applicants also filed a Supplemental IDS on February 11, 2003.

As of December 1, 2004 Applicants have yet to receive a first Office Action from the Examiner. A search of the PAIR system for information related to the status of this application turned up no results. Applicants respectfully request an update on the status of this application, U.S. Serial No. 09/523,033.

Respectfully submitted,

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CERTIFICATE OF MAILING

The undersigned hereby certifies that this correspondence is being deposited with the U.S. Postal Service as First Class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

December 15, 2004

date

Nasim G. Memon

